

Amendments to Senate Bill No. 133
1st Reading Copy

Requested by Senator Matthew Rosendale

For the Senate Judiciary Committee

Prepared by Julianne Burkhardt
January 21, 2013 (2:57pm)

1. Title, page 1, line 6.

Strike: "SECTION"

Insert: "SECTIONS"

Following: "45-8-317"

Insert: "AND 45-8-328"

2. Page 1, line 30.

Insert: "Section 2. Section 45-8-328, MCA, is amended to read:

"45-8-328. Carrying concealed weapon in prohibited place -- penalty. (1) Except for legislative security officers authorized to carry a concealed weapon in the state capitol as provided in 45-8-317(1)(k) and criminal investigators employed by the office of the state public defender as provided in 45-8-317(1)(l), a person commits the offense of carrying a concealed weapon in a prohibited place if the person purposely or knowingly carries a concealed weapon in:

(a) portions of a building used for state or local government offices and related areas in the building that have been restricted;

(b) a bank, credit union, savings and loan institution, or similar institution during the institution's normal business hours. It is not an offense under this section to carry a concealed weapon while:

(i) using an institution's drive-up window, automatic teller machine, or unstaffed night depository; or

(ii) at or near a branch office of an institution in a mall, grocery store, or other place unless the person is inside the enclosure used for the institution's financial services or is using the institution's financial services.

(c) a room in which alcoholic beverages are sold, dispensed, and consumed under a license issued under Title 16 for the sale of alcoholic beverages for consumption on the premises.

(2) It is not a defense that the person had a valid permit to carry a concealed weapon. A person convicted of the offense shall be imprisoned in the county jail for a term not to exceed 6 months or fined an amount not to exceed \$500, or both."

{ Internal References to 45-8-328:

45-8-315x 45-8-315x 45-8-317 a 45-8-321x } "

- END -